IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

CONTEMPT PEITION NO.261 OF 2005

Ankush Narayan Chaudhari & Ors ...Petitioners.

Versus

Ashok Naik & Ors. ...Respondents.

.....

Mr.Chirag Balsara i/b. Divya Shah Associates for the Petitioners.

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**CORAM : DR. D.Y. CHANDRACHUD, J.**

December 7, 2005.

**P.C.:**

Inasmuch as the Petitioners do have a remedy under Order 39 Rule 2A of the Code of Civil Procedure, 1908, to complain before the Trial Court a breach of the order of injunction, I am of the view that in the facts and circumstances, invoking the contempt jurisdiction is not warranted. The Contempt Petition is dismissed, leaving it open to the Petitioners to move the Trial Court in an appropriate motion.

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